

State of Arizona
Senate
Forty-fifth Legislature
First Regular Session
2001

SENATE CONCURRENT RESOLUTION 1005

A CONCURRENT RESOLUTION

**ENACTING AND ORDERING THE SUBMISSION TO THE PEOPLE OF A MEASURE RELATING TO
STATE SCHOOL TRUST LAND REVENUES.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it resolved by the Senate of the State of Arizona, the House of
2 Representatives concurring:

3 1. Under the power of the referendum, as vested in the Legislature,
4 the following measure relating to state school trust land revenues, is
5 enacted to become valid as a law if approved by the voters and on
6 proclamation of the Governor:

7 AN ACT

8 AMENDING SECTION 37-521, ARIZONA REVISED STATUTES; RELATING TO
9 STATE SCHOOL TRUST LAND REVENUES.

10 Be it enacted by the Legislature of the State of Arizona:

11 Section 1. Section 37-521, Arizona Revised Statutes, is
12 amended to read:

13 37-521. Permanent state school fund; composition; use

14 A. The permanent state school fund shall consist of:

15 1. The proceeds of all lands granted to the state by the
16 United States for the support of common schools.

17 2. All property which accrues to the state by escheat or
18 forfeiture.

19 3. All property donated for the benefit of the common
20 schools, unless the terms of the donation otherwise provide.

21 4. All unclaimed shares and dividends of any corporation
22 incorporated under the laws of this state.

23 5. The proceeds of sale of timber, mineral, gravel or
24 other natural products or property from school lands and state
25 lands other than those granted for specific purposes.

26 6. The residue of the lands granted for payment of the
27 bonds and accrued interest issued by Maricopa, Pima, Yavapai and
28 Coconino counties, after the purpose of the grant has been
29 satisfied, and the five per cent of the proceeds of sales of
30 public lands lying within this state sold by the United States
31 subsequent to admission of this state into the union, as granted
32 by the enabling act.

33 B. The fund shall be and remain a perpetual fund and
34 distributions from the fund pursuant to article X, section 7,
35 Constitution of Arizona, ~~together with the~~ PLUS monies derived
36 from the rental of the lands and property, including interest
37 and accrued rent for that year credited pursuant to section
38 37-295 AND INTEREST PAID ON INSTALLMENT SALES, shall be used as
39 follows:

40 1. If there are outstanding state school facilities
41 revenue bonds pursuant to title 15, chapter 16, article 6, the
42 state treasurer AND THE STATE LAND DEPARTMENT shall annually
43 transfer to the state school facilities revenue bond debt
44 service fund established in section 15-2054 the amount that is

1 necessary to pay that fiscal year's debt service on outstanding
2 state school facilities revenue bonds.

3 2. If there are no outstanding state school facilities
4 revenue bonds pursuant to title 15, chapter 16, article 6 or if
5 the amount of monies available under this subsection exceeds the
6 amount required under paragraph 1 of this subsection, the monies
7 are subject to legislative appropriation to the new school
8 facilities fund established by section 15-2041.

9 3. If the amount of monies available under this
10 subsection exceeds the amount required under paragraphs 1 and 2
11 of this subsection, the legislature may annually appropriate an
12 amount to be used as provided in section 15-971, subsection H,
13 ~~except that the amount appropriated may not exceed the amount~~
14 ~~appropriated for this purpose in fiscal year 2000-2001 EXCEPT~~
15 ~~THAT THE AMOUNT APPROPRIATED MAY NOT EXCEED THE AMOUNT~~
16 ~~APPROPRIATED FROM THE PERMANENT STATE SCHOOL FUND AND FROM THE~~
17 ~~RENT AND INTEREST PAID ON INSTALLMENT SALES FOR THIS PURPOSE IN~~
18 ~~FISCAL YEAR 2000-2001.~~

19 4. ~~Notwithstanding paragraphs 1, 2 and 3 of this~~
20 ~~subsection, from and after June 30, 2001, any expendable~~
21 ~~earnings from the permanent state school fund that exceed the~~
22 ~~fiscal year 2000-2001 expendable earnings shall be deposited in~~
23 ~~the classroom site fund established by section 15-977.~~

24 4. NOTWITHSTANDING PARAGRAPHS 1, 2 AND 3 OF THIS
25 SUBSECTION, FROM AND AFTER JUNE 30, 2001, ANY EXPENDABLE
26 EARNINGS UNDER THIS SUBSECTION THAT EXCEED THE FISCAL YEAR
27 2000-2001 EXPENDABLE EARNINGS SHALL BE DEPOSITED IN THE
28 CLASSROOM SITE FUND ESTABLISHED BY SECTION 15-977.

29 2. The Secretary of State shall submit this proposition to the voters
30 at the next general election as provided by article IV, part 1, Constitution
31 of Arizona.

32 3. For the purposes of title 37, chapter 2, article 13, Arizona
33 Revised Statutes, as amended by this act, the Legislature intends that funds
34 received pursuant to this act above the fiscal year 2000-2001 appropriation
35 level be used to supplement and not supplant existing statutory funding
36 obligations of this state to the public schools of this state.

PASSED BY THE HOUSE APRIL 12, 2001.

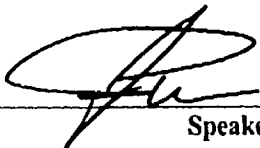
PASSED BY THE SENATE MARCH 26, 2001.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 19, 2001.

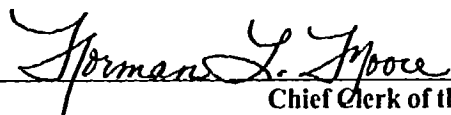
Passed the House April 12, 2001,

by the following vote: 47 Ayes,

10 Nays, 3 Not Voting



Speaker of the House



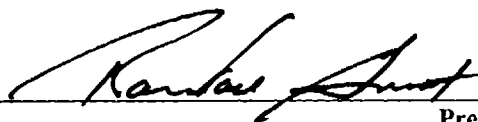
Chief Clerk of the House

On Reconsideration

Passed the Senate March 26, 2001,

by the following vote: 20 Ayes,

10 Nays, 0 Not Voting



President of the Senate



Secretary of the Senate

S.C.R. 1005

EXECUTIVE DEPARTMENT OF ARIZONA OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this _____ day of _____, 20____,

at _____ o'clock _____ M.

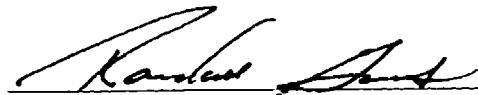
Secretary of State

SENATE CONCURS IN HOUSE
AMENDMENTS AND FINAL PASSAGE

Passed the Senate April 19, 2001,

by the following vote: 22 Ayes,

8 Nays, 0 Not Voting


President of the Senate

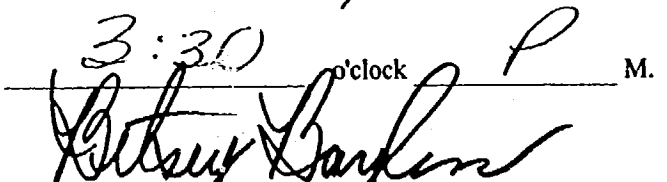

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Resolution was received by the Secretary of State

this 19 day of April, 2001,

at 3:30 o'clock P M.


Secretary of State

S.C.R. 1005